

PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q95047

Yukako FUKUHIRA, et al.

Appln. No.: 10/580,029

Group Art Unit: 1633

Confirmation No.: 7517

Examiner: Fereydoun Ghotb Sajjadi

Filed: May 19, 2006

For: TISSUE REGENERATION SUBSTRATE, COMPLEX THEREOF WITH CELLS, AND
METHOD FOR ITS PRODUCTION

RESPONSE TO RESTRICTION AND ELECTION OF SPECIES REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This responds to the Restriction and Election of Species Requirement dated January 10, 2008, and is timely filed on February 11, 2008, February 10, 2008 being a Sunday.

With respect to the Restriction Requirement, Applicant elects Group I, claims 1-10 (actually, claims 1-6 and 8-10, since claim 7 was canceled in the Preliminary Amendment filed December 31, 2007). This election is made without traverse.

As to the Election of Species Requirement, Applicant elects "phosphatidylethanolamine", on which at least claims 1-4, 6 and 8-10 are readable.

Applicant submits that if any of the elected claims is found to be allowable, claims dependent therefrom should similarly be considered allowable in the same application. In this

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regard, Applicant notes that as indicated at the bottom of page 3 of the Office Action, non-elected method claim 11 includes all of the requirements of elected product claim 1, so if elected product claim 1 is found to be allowable, rejoinder of method claim 11 is respectfully requested pursuant to the provisions of MPEP 821.04(b).

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

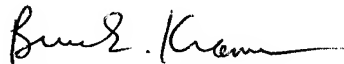
Respectfully submitted,

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23373

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Date: February 11, 2008